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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. CR 08-00402 RMW
	)	
Plaintiff,	)	STIPULATION TO CONTINUE
	)	DATE FOR SENTENCING;
v.	)	ORDER []
	)	
KEVIN VO,	)	Date: April 19, 2010
	)	Time: 9:00 a.m.
Defendant.	)	
	)	Before The Honorable Ronald M. Whyte

The parties jointly ask the Court to continue Kevin Vo's sentencing from its currently scheduled date of April 19, 2010 to **Monday, July 26, 2010, at 9:00 a.m.**, before The Honorable Ronald M. Whyte, United States District Judge. The basis for the request is that this defendant is a cooperating witness, for whom the government hopes to be able to file a motion for a sentencing departure under U.S.S.G. § 5K1.1. The government requires additional time in order to evaluate Kevin Vo's cooperation fully. The United States Probation Officer assigned to the case, Waseem Iqbal, has been informed of this request and is available on the date the parties are requesting.

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**REQUEST TO CONTINUE SENTENCING**

1 IT IS SO STIPULATED:

2 DATED: March 16, 2010

JOSEPH P. RUSSONIELLO  
United States Attorney

3  
4 / s /

5 DAVID R. CALLAWAY  
6 Assistant United States Attorney  
Counsel for United States

7  
8 DATED: March 16, 2010

/ s /

9 ALLEN H. SCHWARTZ, ESQ.  
10 Counsel for Defendant Kevin Vo

11  
12 **ORDER**

13 For the reasons set forth above, and good cause appearing,

14 IT IS HEREBY ORDERED that sentencing for the captioned defendant, currently  
15 scheduled to occur on April 19, 2010, is continued to **Monday, July 26, 2010, at 9:00 a.m.**,  
16 before The Honorable Ronald M. Whyte, United States District Judge.

17 Date: 4/12/10

18   
19 RONALD M. WHYTE  
United States District Judge